

*C/M  
01/3/02*

Docket No. 35.C11293 DI  
Date: January 3, 2002

*#8/Notice  
of  
Appeal  
Ext. of time  
③*

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
AND  
PETITION FOR EXTENSION OF TIME

In re Application of: MAKOTO OGURA

Application No.: 09/342,255

For: LIGHT CONDUCTIVE MEMBER, ILLUMINATING DEVICE HAVING  
THE SAME, AND INFORMATION PROCESSING APPARATUS  
HAVING THE ILLUMINATING DEVICE

Filed: June 29, 1999

Group Art Unit: 2875

Commissioner for Patents  
Washington, D.C. 20231

*Do Not  
Consider  
GM*

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 3, 2001 of the Primary Examiner finally rejecting claims 45-52.

The items checked below are appropriate.

1.  Applicant hereby petitions for a three-month extension of time to respond to the final rejection; the \$920.00 extension fee under 37 C.F.R. §1.17 is filed herewith.
2.  A Petition for an additional \_\_\_\_\_ month extension of time to take further action, together with the \$ \_\_\_\_\_ extension fee under 37 C.F.R. §1.17, was filed on \_\_\_\_\_.
3.  Fee \$320.00

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on January 3, 2002.  
January 3, 2002  
 (Date of Deposit)

Leonard P. Diana

(Name of Attorney for Applicant)

*L.P.D.*  
Signature

January 3, 2002

Date of Signature

Fcc \$160.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

Enclosed

Not required (fee paid in prior appeal)

Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4.  Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5.  Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant  
Registration No. 78 286

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200